

TCEQ, Air Permits Division
Municipal Solid Waste Landfill Stakeholder Group
November 20, 2003
2:00 pm - 5:00 pm
TCEQ, Bldg. E, Rm 201S

Minutes

- I Opening Remarks Tara Capobianco**
- II Background or Update Information Beryl Thatcher**
In June 2001, 30 TAC Chapter 122 revisions became effective to include new source review (NSR) as an applicable requirement in federal operating permits. The Municipal Solid Waste Landfill (MSWL) General Operating Permit (GOP) has never been revised to include NSR as an applicable requirement. The TCEQ must now codify all NSR permits in the GOP.
- III Discussion Topics**
- A. General Operating Permits Beryl Thatcher**
Title 40 Code of Federal Regulations Part 70 requires GOPs only be issued for similar sources. This action will result in the exclusion of any source with a case-by-case NSR permit from being authorized under a GOP. Sources authorized only by permits by rule (PBRs) and/or standard permits will be allowed to operate under the GOP. The MSWL GOP Number 517 will be revised for the following: addition of Compliance Assurance Monitoring (CAM); addition of Periodic Monitoring; addition of 30 TAC Chapter 101 requirements; update of all requirements in terms and conditions and GOP tables; and codification of PBRs and standard permits. After the GOP has been revised, any landfill with a case-by-case NSR permit would not be eligible for the GOP and would be required to submit an application for a site operating permit (SOP).
- B. Permits by Rule & Standard Permits Beryl Thatcher**
The PBR in 30 TAC § 106.534 will be revised to limit confusion that all activities occurring at a landfill are authorized. The MSWL standard permit in 30 TAC § 116.621 will be repealed and replaced with a non-rule standard permit. The scope of the non-rule MSWL standard permit is being expanded to enable more landfills to qualify for this authorization and enable a landfill owner or operator to apply for a single, streamlined authorization for all facilities at the landfill.
- C. Implementation Beryl Thatcher**
The PBR and standard permit will go to public notice in May 2004 and should be effective in November 2004. The MSWL GOP will be revised after the landfill standard permit and PBR are revised and should go to public notice in December 2004 and become effective July 2005. If the site has a case-by-case NSR permit and doesn't qualify for the PBR or standard permit, a SOP application will need to be submitted. The GOP holder must continue to certify compliance with GOP until the SOP is issued. The application deadline will be established in the GOP and/or statement of basis.
- D. Open Discussion Open Discussion**
1. Grandfathered facilities are required to become permitted now, irrelevant of what they are doing. That is correct, however sites with existing facility permits will not qualify for the revised GOP.

2. Are pollution control strategies being evaluated as part of the PBR and standard permit? Not at this time.
3. Are you investigating thresholds for standard permits? Yes.
4. Are any activities being excluded from the standard permit? It is possible, but the list of activities to be included has not been finalized.
5. Are the PBR and standard permit going to be more restrictive and limit facilities? It will be more restrictive since more requirements are added, however we are expanding how many sources can be authorized under it.
6. If I'm covered under the current standard permit, how are the sources not yet covered going to be included? You will need to re-register for the standard permit.
7. Will permits currently on hold need to comply at the same time? Yes.
8. Is the authorization to operate (ATO) renewal deadline affected by the revised GOP? No, your ATO renewal date will remain the same.
9. Once NSR is included into the GOP will permit holders have to certify to their NSR authorizations? Yes, when the GOP is revised you must begin certifying all NSR authorizations.
10. Will the GOP index tables be updated? Yes, we will be updating old rules and adding new rules to the tables.
11. Are there any landfills with a case-by-case NSR permit? Yes, one on our records.
12. What if a PBR or standard permit is not listed in the GOP? Comment during the public comment period if there are any that have not been included. If a PBR or standard permit is used, yet is not codified in the GOP, facilities using the PBR or standard permit will not be eligible for the GOP.

IV Closing Remarks/Action Items Tara Capobianco

V Next Meeting Date

The next meeting will tentatively be in early February 2004. Additional information will be sent to stakeholders via the listserver.

[MEETING ATTENDEES](#)

TCEQ, Air I
Municipal Solid Waste I
Novemb
2:00 pm
TCEQ, Bld

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Municipal S

Sign-

Attendee Name
(Please Print Legibly)

Jennifer Geran

Mike Oden

Will Wyman

R. KEITH PULASKI

Attendee Name
(Please Print Legibly)

Charles Rivette

Matt Stutz

Niki Wuestenberg

JAMES BENSON

DAVID POE

Melissa Ryan

Tim Prince

Mark Haberer

Josh J

Curtis Harder

DAN WITTLIFF

John Gott